

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held September 13, 2003. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment authorizing the appointment of a temporary replacement officer to fill a vacancy created when a public officer enters active duty in the United States armed forces."

Passed by the House on May 1, 2003: Yeas 140, Nays 0, 3 present, not voting; the House concurred in Senate amendments to H.J.R. No. 84 on May 30, 2003: Yeas 143, Nays 0, 2 present, not voting; passed by the Senate, with amendments, on May 28, 2003: Yeas 27, Nays 4.

Filed with the Secretary of State June 2, 2003.

H.J.R. No. 85

A JOINT RESOLUTION

proposing a constitutional amendment to allow the legislature to authorize and govern the operation of wineries in this state.

BE IT RESOLVED BY THE Legislature of the State of Texas:

SECTION 1. Section 20, Article XVI, Texas Constitution, is amended by adding Subsection (d) to read as follows:

(d) The legislature may enact laws and direct the Alcoholic Beverage Commission or its successor to set policies for all wineries in this state, regardless of whether the winery is located in an area in which the sale of wine has or has not been authorized by local option election, for the manufacturing of wine, including the on-premises selling of wine to the ultimate consumer for consumption on or off the winery premises, the buying of wine from or the selling of wine to any other person authorized under general law to purchase and sell wine in this state, and the dispensing of wine without charge, for tasting purposes, for consumption on the winery premises, and for any purpose to promote the wine industry in this state.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held September 13, 2003. The ballot shall be printed to permit voting for or against the proposition: "A constitutional amendment to allow the legislature to enact laws authorizing and governing the operation of wineries in this state."

Passed by the House on May 6, 2003: Yeas 142, Nays 0, 2 present, not voting; the House refused to concur in Senate amendments to H.J.R. No. 85 on May 29, 2003, by a non-record vote, and requested the appointment of a conference committee to consider the differences between the two houses; the House adopted the conference committee report on H.J.R. No. 85 on June 1, 2003: Yeas 144, Nays 0, 2 present, not voting; passed by the Senate, with amendments, on May 27, 2003: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; the Senate adopted the conference committee report on H.J.R. No. 85 on June 1, 2003: Yeas 31, Nays 0.

Filed with the Secretary of State June 3, 2003.